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LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/22/2014	.	
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The Committee on Appropriations (Gardiner) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 209 - 277

and insert:

(f) Contributions to the Stanley G. Tate Florida Prepaid College Program pursuant to s. 1009.98, for the benefit of the eligible student.

(g) Contracted services provided by a public school or school district, including classes for the services specified in the ILSP or additional services. A student who receives services



359000

11 under a contract under this paragraph may not be considered to  
12 be enrolled in a public school.

13  
14 A specialized service provider, eligible private school,  
15 eligible postsecondary educational institution, private tutoring  
16 program provider, online or virtual program provider, public  
17 school, school district, or other entity receiving payments  
18 pursuant to this subsection may not share, refund, or rebate any  
19 moneys from a Florida personal learning scholarship account with  
20 the parent or participating student in any manner.

21 (6) TERM OF THE PROGRAM.—For purposes of continuity of  
22 educational choice, the program payments made under this section  
23 shall remain in force until a student participating in the  
24 program participates in any of the prohibited activities  
25 specified in subsection (4), has funds revoked by the agency  
26 pursuant to subsection (10), graduates from high school, or  
27 reaches 22 years of age, whichever occurs first.

28 (7) SCHOOL DISTRICT OBLIGATIONS.—The school district  
29 retains all current duties, authority, and responsibilities as  
30 specified in the Florida K-20 Education Code.

31 (8) DEPARTMENT OF EDUCATION OBLIGATIONS.—The department  
32 shall:

33 (a) Maintain a list of eligible private schools as defined  
34 in paragraph (2) (f) and private tutoring programs pursuant to s.  
35 1002.43.

36 (b) Compare the list of students participating in the  
37 program with the public school enrollment lists before each  
38 program payment to avoid duplicate payments.

39



40 The department retains all current duties, authority, and  
41 responsibilities as specified in the Florida K-20 Education  
42 Code.

43 (9) COMMISSIONER OF EDUCATION AUTHORITY AND OBLIGATIONS.—

44 The Commissioner of Education retains all current duties,  
45 authority, and responsibilities as specified in the Florida K-20  
46 Education Code.

47 (10) AUTHORITY AND OBLIGATIONS OF THE AGENCY FOR PERSONS  
48 WITH DISABILITIES; ENFORCEMENT.—

49 (a) The agency:

50 1. Shall deny, suspend, or revoke a student's participation  
51 in the program if the health, safety, or welfare of the student  
52 is threatened or fraud is suspected.

53 2. Shall deny, suspend, or revoke an authorized use of  
54 program funds if the health, safety, or welfare of the student  
55 is threatened or fraud is suspected.

56 3. May deny, suspend, or revoke an authorized use of  
57 program funds for material failure to comply with this section  
58 and applicable agency rules if the noncompliance is correctable  
59 within a reasonable period of time. Otherwise, the agency shall  
60 deny, suspend, or revoke an authorized use for failure to  
61 materially comply with the law and rules adopted under this  
62 section.

63 4. Shall require compliance by the appropriate party by a  
64 date certain for all nonmaterial failures to comply with this  
65 section and applicable agency rules. The agency may deny,  
66 suspend, or revoke program participation under this section  
67 thereafter.

68 (b) In determining whether to deny, suspend, or revoke an



359000

69 approved provider in accordance with this subsection, the agency  
70 may

71  
72 ===== T I T L E   A M E N D M E N T =====

73 And the title is amended as follows:

74       Delete lines 20 - 24

75 and insert:

76       requiring the Agency for Persons with Disabilities to  
77       deny, suspend, or revoke participation in the program  
78       or use of program funds under certain circumstances;  
79       providing additional factors under which the agency  
80       may deny,